

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA,)
)
Plaintiff,)
)
v.)
)
TYSON FOODS, INC., et al.,)
)
Defendants.)

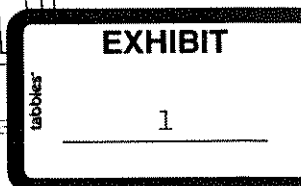
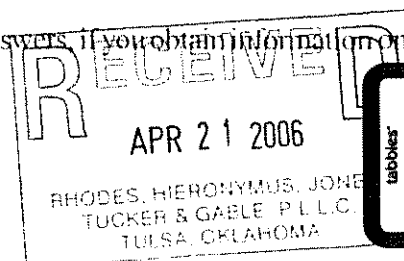
Case No. 4:05-cv-00329-TCK-SAJ

**PLAINTIFF'S FIRST SET OF INTERROGATORIES
TO THE DEFENDANT CARGILL TURKEY PRODUCTIONS, LLC**

TO: Cargill Turkey Productions, LLC. c/o John Tucker Theresa Noble Hill; Colin Hampton Tucker Rhodes, Hieronymus, Jones, Tucker & Gable 100 W. 5 th St., Suite 400 Tulsa, Ok 74121	Terry Wayen West The West Law Firm P. O. Box 698 Shawnee, Ok 74802	Delmar R. Ehrich Bruce Jones Faegre & Benson, LLP 2200 Wells Fargo Center 90 S. 7 th St. Minneapolis, MN 55402
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COMES NOW Plaintiff State of Oklahoma pursuant to Federal Rules of Civil Procedure Rule 33,
and hereby submits the following First Set of Interrogatories to the Defendant **Cargill Turkey
Productions, LLC**. ("Cargill Turkey"). Cargill Turkey is hereby requested to submit its written responses
within thirty (30) days after service hereof at the offices of Riggs, Abney, Neal, Turpen, Orbison & Lewis,
Inc., 502 W. 6th Street, Tulsa, OK 74119-1010.

You are notified that these Interrogatories and your sworn Answers may be offered into evidence
at the trial of the above cause. You are further notified that in accordance with Rule 26 of the Federal Rules
of Civil Procedure, you are required to timely supplement your Answers if you obtain information on the



basis of which (a) you know that the answer was incorrect when made; (b) you know that the answer, though correct when made, is no longer true and the circumstances are such that a failure to amend the answer is a knowing concealment or misrepresentation; or (c) if you expect to call an expert witness whose name has not been previously disclosed.

INSTRUCTIONS AND DEFINITIONS

A. Plaintiff means State of Oklahoma.

B. Defendant means **Cargill Turkey Productions, LLC**, its employees, agents, subsidiaries, divisions and Contract Growers.

C. Employee means any person who is working or has worked for the defendant on either a full-time or part-time basis.

D. Identify a person means to state his or her full name, current or last known address and telephone number; his or her occupation; the name, address, and telephone number; of his or her employer, if known; and any family, social, recreational, professional or employment relationship to you; current or last known email address, dates of employment and the position or title when employed with you. "Person" refers to any individual, corporation, general partnership, limited partnership, limited liability company, joint venture, association, joint-stock company, trust, incorporated organization, government or political subdivision thereof, and other non-natural persons of whatever nature.

E. Identify a business entity means to give that business entity's full name; principal addresses of the business; telephone numbers; type of entity (corporation, partnership, etc.); place of incorporation; and the names, addresses and titles of principal executive officers.

F. Document includes any statement, paper, writing, letter, memorandum, report, logbook, note, article, magazine, journal, newsletter, blueprint, drawing, design, sketchbook, textbook, brochure, laboratory record, audio or videotape, record, recording, photograph, moving picture, negative, computer tape or disc, or any other object containing a written, printed, spoken, electronic, or photographic word, image, record, or sound.

G. Identify a document means to describe briefly the form of the document; describe generally the subject of its contents; identify the person or firm who prepared the document; state the date and place of its preparation; and, if mailed, state the date and place of mailing; the person or firm who received it; the date of receipt; and the person or firm who has control of the original copy of the document.

H. You and your refers to Defendant. The words you and your shall be taken to include all agents, attorneys, investigators, consultants and anyone else acting on your or their behalf.

I. Facility refers to any farm, plant, barn, house, or other structure or location where poultry products are grown, produced, processed or stored by you or a Contract Grower and located within the Illinois River Watershed Area.

J. Contract Grower means and refers to any person, corporation, limited liability company, limited partnership, trust or other legal entity used by, for or on behalf of Defendant to grow or produce any poultry product within the Illinois River Watershed Area.

K. Illinois River Watershed means or refers to the area of land within the States of Oklahoma and Arkansas wherein the flow of any surface or ground water reaches directly or indirectly the Illinois River and is also referred to by the hydrologic unit code of "HUC 11110103".

L. Growing operation means a facility owned, operated, managed or supervised by you or a Contract Grower.

M. For the purposes herein, the plural is to be construed to include the singular, and the singular to include the plural as necessary.

N. Where an Interrogatory cannot be answered in full, it shall be answered as completely as possible, and incomplete answers shall be accompanied by a specification of the reasons for the incompleteness of the answer and of whatever knowledge, information or belief is possessed with respect to each unanswered or incompletely answered Interrogatory.

INTERROGATORIES

INTERROGATORY NO. 1:

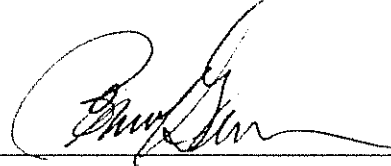
For each of your poultry growing operations in the IRW since 1952, please provide the following information:

- a. name and physical location of the operation;
- b. dates of operation;
- c. type of operation (breeder, broiler, layer, etc.);
- d. number of birds (aggregated annually) at each location; and,
- e. name of the owner and operator.

Respectfully submitted,

W.A. Drew Edmondson (OBA 2628)
Attorney General
Kelly H. Burch (OBA #17067)
J. Trevor Hammons (OBA #20234)
Assistant Attorneys General

State of Oklahoma
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(405) 521-3921

A handwritten signature in black ink, appearing to read "M. David Riggs", is written over a horizontal line.

M. David Riggs (OBA #7583)
Joseph P. Lennart (OBA #5371)
Richard T. Garren (OBA #3253)
Douglas A. Wilson (OBA #13128)
Sharon K. Weaver (OBA #19010)
Riggs, Abney, Neal, Turpen,
Orbison & Lewis
502 West Sixth Street
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(918) 587-3161
Attorneys for the State of Oklahoma

CERTIFICATE OF SERVICE

I hereby certify that on this 20 day of April, 2006, I electronically transmitted the attached document to the following:

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I hereby certify that on this 20 day of April, 2006, I served the foregoing document by U.S. Postal Service on the following:

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Kenneth D. Spencer
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Jane T. Spencer
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A handwritten signature in black ink, appearing to read "James R. Lamb", is written over a horizontal line.